IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

WP(C).No. 1394 of 2005(N)

PETITIONERS:

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1. B.P.VIJAYAN, HEALTH INSPECTOR,
   PRIMARY HEALTH CENTRE, KEEZHATTUR,
   MALAPPURAM.

2. K.C.JAYARAM,
   JUNIOR HEALTH INSPECTOR, GRADE I,
   PRIMARY HEALTH CENTRE,
   KOTTOPADAM, PALAKKAD.

3. V.K.MANOJ, HEALTH INSPECTOR,
   PRIMARY HEALTH CENTRE,
   VARANDRAPPILLY, THRISSUR.

4. M.S.BEENA, JUNIOR HEALTH NURSE,
   PRIMARY HEALTH CENTRE, PUDUSSERY,
   PALAKKAD.

5. V.PREMAJA, JUNIOR PUBLIC HEALTH
   NURSE, PRIMARY HEALTH CENTRE,
   KUTHAMPULLY, THRISSUR.

6. MOLY JOHN, JUNIOR PUBLIC HEALTH NURSE,
   PRIMARY HEALTH CENTRE,
   VARUNDARAPPILLY, THRISSUR.

7. P.SOUMINI, JUNIOR PUBLIC HEALTH
   NURSE, COMMUNITY HEALTH CENTRE,
   COYALMANNAM, PALAKKAD.

8. ANITHA, JUNIOR PUBLIC HEALTH NURSE,
   PRIMARY HEALTH CENTRE,
   PUDUSSERY, PALAKKAD.

9. V.SASIKALA, JUNIOR PUBLIC HEALTH NURSE,
   PRIMARY HEALTH CENTRE, PARALI,
   PALAKKAD.

10. R.DEVAKI, JUNIOR PUBLIC HEALTH NURSE,
    PRIMARY HEALTH CENTRE, PARALI, PALAKKAD.

11. P.ANANDA KUMAR, HEALTH INSPECTOR,
PRIMARY HEALTH CENTRE, KANNAMBRA,
PALAKKAD.

12. P.SARALA, PHARAMACIST,
PRIMARY HEALTH CENTRE,
MANKARA, PALAKKAD.

BY ADV. SRI.H.BADARUDDIN

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY
ITS SECRETARY TO GOVT.,
FINANCE (RULES) DEPARTMENT,
GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

2. DIRECTOR OF HEALTH SERVICES,
TRIVANDRUM.

3. THE DISTRICT MEDICAL OFFICER,
HEALTH SERVICES, PALAKKAD.

4. THE DISTRICT MEDICAL OFFICER,
HEALTH SERVICES, THRISSUR.

5. THE DISTRICT MEDICAL OFFICER,
HEALTH SERVICES, MALAPPURAM.

6. THE DISTRICT MEDICAL OFFICER,
HEALTH SERVICES, KANNUR.

7. THE SECRETARY,
PUBLIC SERVICE COMMISSION,
THIRUVANANTHAPURAM.

BY ADV. SRI.P.C.SASIDHARAN, SC, KPSC
GOVERNMENT PLEADER SRI.P.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1(a): COPY OF THE ORDER NO. A7/3079/89/DMOH DTD.17.3.1997 DMO, PALAKKAD.

EXT.P1(b): COPY OF ORDER NO.A4/25624/86/DMO (H), TSR DTD. 27.11.2000 (5TH PETITIONER).

EXT.P1(c): COPY OF ORDER NO.A4-125624/86/DMOH. DTD.26.7.2001 (6TH PETITIONER).

EXT.P1(d): COPY OF ORDER NO.A4 - 22586/95/DMOH. DTD. 6.3.1998 (7TH PETITIONER).

EXT.P1(e): COPY OF ORDER NO. A4 - 21783/96/DMO. H .ERMAKULAM DTD. 14.8.1996 (9TH PETITIONER).

EXT.P1(f): COPY OF ORDER NO.A3 - 8958/97/DMOHP. DTD. 17.10.1997 (10TH PETITIONER)

EXT.P2: COPY OF ORDER G.O.(P).NO.540/94/FIN. DTD. 30.9.1994 ISSUED BY 1ST RESPONDENT.

EXT.P3: COPY OF REPRESENTATION SUBMITTED BY 3RD PETITIONER TO 1ST RESPONDENT AND 2ND RESPONDENT DTD. 10.12.2004.

EXT.P3(a): COPY OF REPRESENTATION SUBMITTED BY (4TH PETITIONER) TO RESPONDENT 1 AND 2 DTD. 4.12.2004.

EXT.P3(b): COPY OF REPRESENTATION SUBMITTED BY (6TH PETITIONER) TO R1 AND 2 DTD. 10.12.2004.

EXT.P3(c): COPY OF REPRESENTATION SUBMITTED BY (10TH PETITIONER) TO R1 AND 2 DTD. 3.12.2004.

EXT.P3(d): COPY OF REPRESENTATION SUBMITTED BY (9TH PETITIONER) TO R1 AMD 2 DTD. 3.12.2004.

EXT.P4: COPY OF THE JUDGMENT OF THE DIVISION BENCH DTD. 1.7.2005 IN WRIT APPEAL NO.2268/2004.

RESPONDENT'S EXHIBITS: NIL

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// TRUE COPY //

K.BALAKRISHNAN NAIR,J.

WP(C)NOS.33097/04 & 1394/05

Judgment

The point raised by the petitioners is covered against them by the Full Bench decision of this Court in ***State of Kerala v. Ponnamma*** (2005(4) KLT 987). Accordingly, the Writ Petitions are dismissed.

26.07.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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